

March 7, 1973

SPEAKER: Thank you Senator Schmit. Let's move on to the consideration of bills on general file. First one is LB 194, Senator Syas' bill, is Senator Syas in the Chamber? What's the condition of the bill?

CLERK: Bill 194 the title was read March 5th, it was laid over at that time. There are no committee amendments or other amendments.

SPEAKER: Very good, Senator Stull do you want to handle the bill?

SENATOR STULL: Mr. President and members of the legislature, while we are waiting for Senator Syas to get back, I would like to ask to have LB 43, that's ahead of the general file and bracketed be set for debate on February the 15th.

SPEAKER: March 15th?

SENATOR STULL: March 15th. I'd ask unanimous consent.

SPEAKER: Senator Stull asking unanimous consent to set LB 43 for discussion and debate March 15, are there objections? Hearing none, so ordered. Unbracket the bill for discussion. Now Senator Syas we're looking at your LB 194. The title has been read.

SENATOR SYAS: Now I hope that on this bill, I'm going to put it out as it is, which I always do any how, but I do want every one to listen for, because it affects all of you. When I introduced this bill, the situation has changed a little bit, now I want to put it to you straight, since I introduced the bill. When I introduced the bill, all of your cities including Omaha have control of various things in the well in the metropolitan class for instance, it's a three mile limit, in other classes I think, some of them are a mile, some are half mile, I don't know just exactly the various situations, I mean lengths but I know that all cities have control of certain things within a certain mileage limit. At that particular time, the city of Omaha was controlling air pollution, controls in the three mile limit, and this is the only thing this bill pertains to. At that particular time since the city inspectors were running around out there keeping the farmers in the three mile limit for one from burning, agriculture burning, even though the state law that said you could burn agriculturally, you couldn't in the three mile limit. Also I have a town unincorporated by the name of Irvington in the three mile limit, and naturally they didn't elect any of the city councilmen, but they had to comply with Omaha's ordinance and so did everybody else out there that lived outside the city limit, in the three mile limit. But after I introduced the bill and I think it was about a week before the public hearing on the bill, no it was after the public hearing, I'll take that back, the Douglas County for one is going to set up air pollution controls in the county, so now it comes down to the question what, and, in the course they had a meeting and the county board appeared at the public hearing in favor of this bill because they want the three mile limit under county jurisdiction, which I don't object to and that's one of the things the bill will accomplish today, it will put in Douglas county at least, it will put air pollution control under the County board rather than the city council or the city. The bill will still do that. The only difference is that now the city has moderated their local ordinance to allow agricultural burning for one, so I just want to point that out before you vote on the bill, the situation has been moderated some, I still would rather give this control

(End of Belt #6)